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Attorney for Defendant  
ANTHONY A. VALLIER

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	No. CR. S-04-0352 MCE
	)	
Plaintiff,	)	
	)	
v.	)	<b>AMENDED STIPULATION AND ORDER</b>
	)	<b>MODIFYING BRIEFING AND HEARING</b>
	)	<b>SCHEDULE</b>
ANTHONY A. VALLIER,	)	
	)	
Defendant.	)	Date: October 11, 2005
	)	Time: 8:30 a.m.
	)	Judge: Hon. Morrison C. England Jr.

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IT IS HEREBY STIPULATED AND AGREED between plaintiff, United States of America, and defendant, Anthony Vallier, through their attorneys, that the schedule for briefing and hearing on a motion to suppress evidence may be amended as follows:

1. The government's opposition to defendant's shall be filed by October 11, 2005; Mr. Vallier may file a reply by October 18, 2005;

2. Hearing on the motion shall be continued from October 11 to October 25, 2005, at 8:30 a.m. Should it be necessary to hear evidence in order to decide the motion, an evidentiary hearing may be scheduled at a later date and time.

1 The parties recognize that time under the Speedy Trial Act continues  
2 to be automatically excluded while the motion is pending.

3 Respectfully submitted,

4 QUIN DENVIR  
5 Federal Defender

6 Dated: September 30, 2005

/s/ T. Zindel  
TIMOTHY ZINDEL  
Assistant Federal Defender  
Attorney for ANTHONY A. VALLIER

9 MCGREGOR SCOTT  
10 United States Attorney

11 Dated: September 30, 2005


/s/ M. Stegman  
MATT STEGMAN  
Assistant U.S. Attorney

14 **O R D E R**

15 The modified briefing schedule is adopted and the hearing is  
16 continued to October 25, 2005, at 8:30 a.m.

17 IT IS SO ORDERED.

19 Dated: October 6, 2005

21   
22 MORRISON C. ENGLAND, JR.  
23 UNITED STATES DISTRICT JUDGE